THE HON'BLE SRI JUSTICE BILAL NAZKI

WRIT PETITION No.31689 of 1997

DATED:05.07.2006

Between:

M. Veerabhadra Rao

..Petitioner

And

1. Government of Andhra Pradesh represented by its Secretary Panchayat Raj, Rural Development & Relief (Pts.I) Department, Secretariat, Hyderabad. and others.

..Respondents

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ORDER:

The matter is pending before this Court for about a decade for certain orders and for recovery of amount passed against the petitioner in consequence to the audit. Ultimately, the petitioner filed an appeal before the minister concerned, who took up the appeal on 11.07.1996. The petitioner did not appear before the minister on that date. However, he had sent a telegram, which had been taken by the minister concerned, by which he had sought an adjournment. Although he had not asked for specific time, he had sought a longer adjournment. The minister did not adjourn the matter and decided the same on the basis of a report given to him by the District Collector.

In view of the fact that the minister had only seen the remarks of the Director, Local Fund Audit and the District Collector and had not gone into the merits of orders of these authorities and also the petitioner was not present, I set aside the order of the minister concerned and direct that the matter be decided once again after hearing the petitioner. The petitioner shall approach the Secretary to Government, (Panchayat Raj) and Financial Commissioner, within four weeks from today and obtain a date of hearing from him.

With these observations, the writ petition is disposed of. No costs.

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(BILAL NAZKI, J)

5th July 2006.
GJ